

Message Text

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PAGE 01 MANAGU 02803 192128Z
ACTION ARA-14

INFO OCT-01 ISO-00 CIAE-00 DODE-00 PM-05 H-01 INR-10
L-03 NSAE-00 NSC-05 PA-01 SP-02 SS-15 ICA-11
HA-05 /073 W
-----128384 192137Z /73

P 192023Z JUN 78

FM AMEMBASSY MANAGUA
TO SECSTATE WASHDC PRIORITY 6898
INFO AMEMBASSY GUATEMALA
AMEMBASSY SAN SALVADOR
AMEMBASSY TEGUCIGALPA
AMEMBASSY SAN JOSE PRIORITY

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E.O. 11652: N/A

TAGS: PINS, PINT, PGOV, PDIP, NU

SUBJECT: VOIDING OF ARREST ORDERS, FOR THE TWEEEE

REF: MANAGUA 2661

1. ON 16 JUNE, THE APPEALS COURT IN MASAYA RULED THAT THE ARREST ORDERS AGAINST THE TWELVE WERE NULL FOR HAVING VIOLATED ARTICLE 443 OF THE CODE OR CRIMINAL INSTRUCTIONS. THIS ARTICLE STATES THAT, FOR AN ARREST ORDER TO BE VALID, IT MUST INCLUDE EITHER A STATEMENT BY THE PERSON SUBJECT TO ARREST OR A CERTIFICATION BY THE JUDGE THAT THE PERSON COULD NOT BE FOUND AND ONE BY IMMIGRATION AUTHORITIES SHOWING THE PERSON TO BE OUT OF THE COUNTRY.

2. THIS NULLIFICATION OF THE ARREST ORDERS DOES NOT PREJUDICE THE CASE AGAINST THE TWELVE. THE MATTER WILL BE REMANDED TO DYE JUDGE WHO ISSUED THE ARREST ORDER, WHO, IF HE SO CHOOSES, CAN INCORPORATE THE NECESSARY CERTIFICATIONS AND REISSUE THE ORDER. OR, THE MATTER CAN BE HELD IN ABEYANCE PENDING THE RETURN OF THE TWELVE, AT WHICH TIME THEY CAN BE REQUIRED TO MAKE DEPOSITIONS AND ARREST ORDERS

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CAN BE ISSUED.

3. COMMENT: THIS DEVELOPMENT MAY SERVE TO DIMINISH THE IMPACE OF THE RETURN OF THE TWELVE AS A FACTOR IN THE RUMORED CONFRONTATION BETWEEN THE OPPOSITION AND THE GON. (REFTEL) THE IMPACE OF THE RETURN OF THE TWELVE IS DIRECTLY RELATED TO THE LIKELIHOOD OF THEIR BEING ARRESTED.

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 jan 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: ARRESTS
Control Number: n/a
Copy: SINGLE
Draft Date: 19 jun 1978
Decaption Date: 01 jan 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 20 Mar 2014
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1978MANAGU02803
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D780255-0852
Format: TEL
From: MANAGUA
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1978/newtext/t19780644/aaaabmkt.tel
Line Count: 63
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: d9f84086-c288-dd11-92da-001cc4696bcc
Office: ACTION ARA
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: 78 MANAGUA 2661
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 19 aug 2005
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 2300360
Secure: OPEN
Status: NATIVE
Subject: VOIDING OF ARREST ORDERS, FOR THE TWEEE
TAGS: PINS, PINT, PGOV, PDIP, NU
To: STATE
Type: TE
vdkgvwkey: odb://SAS/SAS.dbo.SAS_Docs/d9f84086-c288-dd11-92da-001cc4696bcc
Review Markings:
Sheryl P. Walter
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